

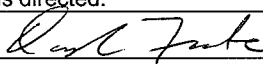
REISSUE APPLICATION DECLARATION BY THE ASSIGNEE		Docket Number (optional) 6144.10
<p>I hereby declare that:</p> <p>The residence, mailing address and citizenship of the inventors are stated below.</p> <p>I am authorized to act on behalf of the following assignee: <u>NCR Corporation, Dayton OH 45479</u></p> <p>and the title of my position with said assignee is: <u>Law Vice President</u></p> <p>The entire title to the patent identified below is vested in said assignee.</p>		
Inventor	Paul O. Detwiler	Citizenship <u>U.S.A.</u>
Residence/Mailing Address <u>2100 Broadway, Lawrenceville, Georgia 30044</u>		
Inventor	Barry M. Mergenthaler	Citizenship <u>U.S.A.</u>
Residence/Mailing Address <u>916 Pinbrook Drive, Lawrenceville, Georgia 30043</u>		
<input checked="" type="checkbox"/> Additional Inventors are named on separately numbered sheets attached hereto.		
Patent Number	<u>5,684,289</u>	Date of Patent Issued <u>November 14, 1997</u>
<p>I believe said inventor(s) to be the original and first inventor(s) of the subject matter which is described and claimed in said patent, for which a reissue patent is sought on the invention entitled:</p> <div style="border: 1px solid black; padding: 10px; text-align: center; margin: 10px 0;">OPTICAL SCANNER HAVING ENHANCED ITEM SIDE COVERAGE</div> <p>the specification of which</p> <p><input type="checkbox"/> is attached hereto.</p> <p><input checked="" type="checkbox"/> was filed on <u>March 23, 2001</u> as reissue application number <u>09</u> / <u>815,882</u></p> <p>and was amended on <u>12/16/03;6/24/05;2/14/06;7/8/2008;5/17/09</u></p> <p style="text-align: center;">(If applicable)</p> <p>I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.</p> <p>I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.</p> <p><input type="checkbox"/> I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.</p> <p>I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)</p> <p><input type="checkbox"/> by reason of a defective specification or drawing.</p> <p><input checked="" type="checkbox"/> by reason of the patentee claiming more or less than he had the right to claim in the patent.</p> <p><input type="checkbox"/> by reason of other errors.</p>		

[Page 1 of 2]

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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REISSUE APPLICATION DECLARATION BY THE ASSIGNEE	Docket Number (Optional) 6144.10																				
<p>At least one error upon which reissue is based is described as follows:</p> <p>Applicants erred by claiming more than they had the right to claim in patent 5,684,289. Applicant did not have the right to claim the subject matter of claims 1-21 and 33-35 in the '289 patent. The basis for this error is that applicants' attorney believed that the method of scanning bar codes, and the structure for doing so, by directing scanning beams through a vertical aperture or window in an orthogonal direction, and directing other scanning beams in a diagonal direction through the same window, while directing still other scanning beams through a horizontal window, was new in the scanning system disclosed in the '289 patent, but he learned, as a consequence of an interference proceeding involving the '289 patent, and he now understands, that this was true in the scanner disclosed in applicants' earlier patent 5,229,588 and sold more than one year prior to the filing date of patent 5,684,289. Applicants further believes that they are entitled to additional claims of narrower scope than claims 22-32 of the '289 patent, like submitted claim 41.</p> <p style="text-align: center;">[Attach additional sheets, if needed.]</p>																					
<p>All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.</p> <p>I hereby appoint:</p> <p><input checked="" type="checkbox"/> Practitioners associated with Customer Number: 26884</p> <p style="text-align: center;">OR</p> <p><input type="checkbox"/> Practitioner(s) named below:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 50%;">Name</th> <th style="width: 50%;">Registration Number</th> </tr> </thead> <tbody> <tr> <td>Harden E. Stevens, III</td> <td>55,649</td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> </tr> </tbody> </table>		Name	Registration Number	Harden E. Stevens, III	55,649																
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<p>as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.</p>																					
<p>Correspondence Address: Direct all communications about the application to:</p> <p><input checked="" type="checkbox"/> The address associated with Customer Number: 26884</p> <p style="text-align: center;">OR</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 15%;"><input type="checkbox"/> Firm or Individual Name</td> <td colspan="3"> </td> </tr> <tr> <td>Address</td> <td colspan="3"> </td> </tr> <tr> <td>City</td> <td style="width: 20%;"> </td> <td>State</td> <td style="width: 10%;"> </td> </tr> <tr> <td>Country</td> <td colspan="3"> </td> </tr> <tr> <td>Telephone</td> <td> </td> <td>Fax</td> <td> </td> </tr> </table>		<input type="checkbox"/> Firm or Individual Name				Address				City		State		Country				Telephone		Fax	
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<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.</p>																					
Signature 	Date 5/12/09																				
Full name of person signing (given name, family name) Douglas Foote																					
Address of Assignee 1700 S. Patterson Blvd., Dayton OH 45479																					